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Attorney's Docket No: C1039.70083US05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur M. Krieg et al.  
Serial No.: 10/789,536  
Confirmation No.: 9640  
Filed: February 26, 2004  
For: IMMUNOMODULATORY OLIGONUCLEOTIDES  
  
Examiner: Not yet assigned  
Art Unit: 1645

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Office of Initial Patent Examination's Filing Receipt Corrections, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 19 day of April, 2004.

Helen C. Lockhart

Office of Initial Patent Examination's  
Filing Receipt Corrections  
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P.O. Box 1450  
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TRANSMITTAL

Sir:

Transmitted herewith are the following document(s):

- [X] Request for Correction of Filing Receipt;
- [X] Copy of Filing Receipt with corrections in red ink;
- [X] Copy of previously submitted Application Data Sheet, Postcard and Express Mail Label;
- [X] Return Receipt Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

Respectfully submitted,

Helen C. Lockhart, Reg. No. 39,248  
WOLF, GREENFIELD & SACKS, P.C.  
600 Atlantic Avenue  
Boston, Massachusetts 02210  
Tel: (617) 720-3500

Attorney Docket No.: C1039.70083US05  
Date: April 19, 2004  
xNDDx



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Helen C. Lockhart

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Filing Receipt Corrections  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Sir:

Applicants request that the following information be corrected on the Filing Receipt dated April 13, 2004:

Please correct under the heading "**Domestic Priority data as claimed by applicant**", the following:

This application is a CON of 09/415,142 10/08/1999 to

This application is a CON of 09/415,142 10/09/1999

The Filing receipt indicates that the "data provided by applicant is not consistent with PTO records". However, after reviewing the Application Data Sheet originally filed with the application (copy provided), we have determined that the correct information was provided and that the error, in fact, is on part of the PTO.

Applicants respectfully request that the above-noted change be made, as also appearing in red on the attached Filing Receipt.

The Commissioner is hereby authorized to charge any fees which may be required to Deposit Account No. 23-2825. A duplicate of this sheet is enclosed. If you have any questions, please do not hesitate to call the undersigned at (617) 720-3500.

Respectfully submitted,

By: \_\_\_\_\_



Helen C. Lockhart, Reg. No. 39,248  
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Boston, Massachusetts 02210  
Telephone: (617) 720-3500

Docket No.: C1039.70083US05  
Date: April 19, 2004  
xNDDx

HCL



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/789,536	02/26/2004	1645	770	C1039.70083US05		20	1

Helen C. Lockhart, Ph.D.  
 Wolf, Greenfield & Sacks, P.C.  
 600 Atlantic Avenue  
 Boston, MA 02210



CONFIRMATION NO. 9640

## FILING RECEIPT



\*OC000000012342729\*

Date Mailed: 04/13/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Arthur M. Krieg, Wellesley, MA;  
 Dennis Klinman, Potomac, MD;  
 Alfred D. Steinberg, Potomac, MD;

## Assignment For Published Patent Application

University of Iowa Research Foundation, Iowa City, IA;  
 Coley Pharmaceutical Group, Inc., Wellesley, MA;  
 The USA, as represented by the Secretary, Department of Health and Human Services,  
 Bethesda, MD;

## Domestic Priority data as claimed by applicant

This application is a CON of 10/690,495 10/21/2003  
 which is a CON of 09/415,142 (10/08/1999\*) 10/09/1999  
 which is a DIV of 08/386,063 02/07/1995 PAT 6,194,388  
 which is a CIP of 08/276,358 07/15/1994 ABN  
 (\*)Data provided by applicant is not consistent with PTO records.

## Foreign Applications

If Required, Foreign Filing License Granted: 04/13/2004

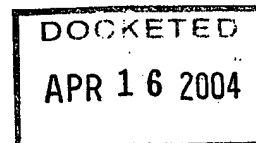
Projected Publication Date: To Be Determined - pending completion of Corrected Papers

Non-Publication Request: No

C1039.70083US05

Confirmation	<input type="checkbox"/>	Initials
Docketing	<input checked="" type="checkbox"/>	
02/26/05(2) are		
05/26/05 ✓		
05/13/04 ✓		

HK



Early Publication Request: No

**Title**

Immunomodulatory oligonucleotides

**Preliminary Class**

514

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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Attorney Docket No. C1039.70083US05  
Express Mail Label No. EV 292460275 US  
Date of Deposit: February 26, 2004

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APPLICATION DATA SHEET FORM

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**Inventor Information**

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Country of Residence:: United States of America  
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State or Province of Residence:: Maryland  
Country of Residence:: United States of America  
Citizenship Country:: United States of America

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**Correspondence Information**

---

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Electronic Mail:	hlockhart@wolfgreenfield.com

**Application Information**

Title Line One::	IMMUNOMODULATORY
Title Line Two::	OLIGONUCLEOTIDES
Claims::	17
Application Type::	Utility
Docket Number::	C1039.70083US05
Licensed US Govt. Agency::	National Institute of Health
Contract or Grant Numbers One::	R29-AR42556-01

**Representative Information**

Representative Customer Number::	23628
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**Continuity Information**

This application is a continuation of:

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>Application One:: 10/690,495  
Filing Date:: October 21, 2003

which is a continuation of::

>Application Two:: 09/415,142  
Filing Date:: October 9, 1999

which is a divisional of::

>>Application Three:: 08/386,063  
Filing Date:: February 7, 1995  
Patent Number:: 6,194,388 B1

which claims priority to a continuation-in-part:

>>Application Four:: 08/276,358  
Filing Date:: July 15, 1994

which is abandoned.

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Postal or Zip Code of mailing address:: 02481

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State or Province of mailing address:: MD  
Postal or Zip Code of mailing address:: 20892

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600 Atlantic Avenue  
Boston, MA 02210



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Serial No. TBD File No. C1039.700834515 By: HCL:TMF  
Title: IMMUNOMODULATORY OLIGONUCLEOTIDES  
Application of KRIEG ET AL WGS Date: \_\_\_\_\_  
The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:  

<input checked="" type="checkbox"/> Mailing by Express Mail (37 CFR 1.10)	<input checked="" type="checkbox"/> Provisional Application Cover Sheet
Express Mail Label No. <u>EU 292460275</u>	Multiple Dependent Claim Fee Sheet
<input checked="" type="checkbox"/> Patent Application	Inf. Disc. Statement, PTO Form 1449
<input checked="" type="checkbox"/> Non-provisional [ ] Provisional	[ ] References Cited
Incl. <u>42</u> pages, ( <u>38</u> pgs) Specification,	Priority Document(s) # _____
[ ] pgs) Abstract, ( <u>3</u> pgs) Claims ( <u>36</u> # claims)	Copy of Notice to File Missing Parts
<input checked="" type="checkbox"/> Design Patent Application	<input checked="" type="checkbox"/> Amendment/Response <u>PRELIMINARY</u>
Declaration(s) <u>PREVIOUSLY FILED</u>	Petition for Ext. of Time (x2) _____
Drawings _____ Sheet(s) (FIGS. _____)	Issue Fee Transmittal _____
[ ] Formal [ ] Informal	<input checked="" type="checkbox"/> Assignment and Coversheet
<input checked="" type="checkbox"/> Utility Patent Application Transmittal	Notice of Appeal _____
<input checked="" type="checkbox"/> Fee calculation sheet (x2)	Brief (x3) _____
CPA Transmittal _____	Check for \$ <u>930</u> Check # <u>18685</u>
Verified Statement claiming small entity status	<input checked="" type="checkbox"/> Transmittal Letter (x2) _____
Request for Approval and Entry of Formal Drawings	Cert. of Mailing under 37 CFR 1.8(a) _____

  
☒ Other APPLICATION DATA SHEET SEQUENCE LISTING PAPER & CDF  
STATEMENT UNDER 37 C.F.R. 1.821 (E)

DATE MAILED FEBRUARY 26, 2004



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